

BEFORE THE
BOARD OF REGISTERED NURSING
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

**STACY LEE ANDERSON, aka
STACY ANDERSON ARNOLD**

Registered Nurse License No. 623353

Respondent

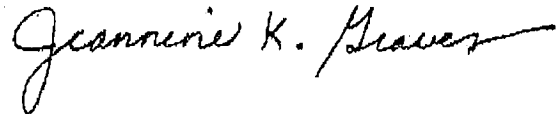
Case No. 2011-732

DECISION AND ORDER

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in the above entitled matter.

This Decision shall become effective on **May 19, 2011**.

IT IS SO ORDERED **May 19, 2011**.



President
Board of Registered Nursing
Department of Consumer Affairs
State of California

1 KAMALA D. HARRIS
Attorney General of California
2 KAREN B. CHAPPELLE
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7
8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

Case No. 2011-732

11 **STACY LEE ANDERSON, AKA STACY**
12 **ANDERSON ARNOLD**
13 **3716 Old Marksville Hwy**
Pineville, LA 71360
14 **Registered Nurse License No. 623353**

STIPULATED SURRENDER OF
LICENSE AND ORDER

15 Respondent.

16 In the interest of a prompt and speedy resolution of this matter, consistent with the public
17 interest and the responsibility of the Board of Registered Nursing of the Department of Consumer
18 Affairs the parties hereby agree to the following Stipulated Surrender of License and Order which
19 will be submitted to the Board for approval and adoption as the final disposition of the
20 Accusation.

21 **PARTIES**

22 1. Louise R. Bailey, M.Ed., RN ("Complainant") is the Executive Officer of the Board
23 of Registered Nursing. She brought this action solely in her official capacity and is represented in
24 this matter by Kamala D. Harris, Attorney General of the State of California, by Randy M.
25 Mailman, Deputy Attorney General.

26 2. Stacy Lee Anderson, aka Stacy Anderson Arnold ("Respondent") is representing
27 herself in this proceeding and has chosen not to exercise her right to be represented by counsel.
28

1 3. On or about August 4, 2003, the Board of Registered Nursing issued Registered
2 Nurse License No. 623353 to Stacy Lee Anderson, aka Stacy Anderson Arnold. The Registered
3 Nurse License expired on April 30, 2005, and has not been renewed. This lapse in licensure
4 however, pursuant to Business and Professions Code section 118, does not prevent the Board
5 from continuing disciplinary proceedings against Respondent's license.

6 JURISDICTION

7 4. Accusation No. 2011-732 was filed before the Board of Registered Nursing
8 ("Board"), Department of Consumer Affairs, and is currently pending against Respondent. The
9 Accusation and all other statutorily required documents were properly served on Respondent on
10 February 28, 2011. Respondent timely filed her Notice of Defense contesting the Accusation. A
11 copy of Accusation No. 2011-732 is attached as Exhibit A and incorporated by reference.

12 ADVISEMENT AND WAIVERS

13 5. Respondent has carefully read, and understands the charges and allegations in
14 Accusation No. 2011-732. Respondent also has carefully read, and understands the effects of this
15 Stipulated Surrender of License and Order.

16 6. Respondent is fully aware of her legal rights in this matter, including the right to a
17 hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at
18 her own expense; the right to confront and cross-examine the witnesses against her; the right to
19 present evidence and to testify on her own behalf; the right to the issuance of subpoenas to
20 compel the attendance of witnesses and the production of documents; the right to reconsideration
21 and court review of an adverse decision; and all other rights accorded by the California
22 Administrative Procedure Act and other applicable laws.

23 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and
24 every right set forth above.

25 CULPABILITY

26 8. Respondent admits the truth of each and every charge and allegation in Accusation
27 No. 2011-732, agrees that cause exists for discipline and hereby surrenders her Registered Nurse
28 License No. 623353 for the Board's formal acceptance.

9. Respondent understands that by signing this stipulation she enables the Board to issue an order accepting the surrender of her Registered Nurse License without further process.

CONTINGENCY

10. This stipulation shall be subject to approval by the Board of Registered Nursing. Respondent understands and agrees that counsel for Complainant and the staff of the Board of Registered Nursing may communicate directly with the Board regarding this stipulation and surrender, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

11. The parties understand and agree that facsimile copies of this Stipulated Surrender of License and Order, including facsimile signatures thereto, shall have the same force and effect as the originals.

12. This Stipulated Surrender of License and Order is intended by the parties to be an integrated writing representing the complete, final, and exclusive embodiment of their agreement. It supersedes any and all prior or contemporaneous agreements, understandings, discussions, negotiations, and commitments (written or oral). This Stipulated Surrender of License and Order may not be altered, amended, modified, supplemented, or otherwise changed except by a writing executed by an authorized representative of each of the parties.

13. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Order:

ORDER

IT IS HEREBY ORDERED that Registered Nurse License No. 623353, issued to Respondent Stacy Lee Anderson, aka Stacy Anderson Arnold, is surrendered and accepted by the Board of Registered Nursing.

1 14. The surrender of Respondent's Registered Nurse License and the acceptance of the
2 surrendered license by the Board shall constitute the imposition of discipline against Respondent.
3 This stipulation constitutes a record of the discipline and shall become a part of Respondent's
4 license history with the Board.

5 15. Respondent shall lose all rights and privileges as a registered nurse in California as of
6 the effective date of the Board's Decision and Order.

7 16. Respondent shall cause to be delivered to the Board her pocket license and, if one was
8 issued, her wall certificate on or before the effective date of the Decision and Order.

9 17. If Respondent ever files an application for licensure or a petition for reinstatement in
10 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
11 comply with all the laws, regulations and procedures for reinstatement of a revoked license in
12 effect at the time the petition is filed, and all of the charges and allegations contained in
13 Accusation No. 2011-732 shall be deemed to be true, correct and admitted by Respondent when
14 the Board determines whether to grant or deny the petition.

15 18. If and when Respondent's license is reinstated, she shall pay to the Board costs
16 associated with its investigation and enforcement pursuant to Business and Professions Code
17 section 125.3 in the amount of \$340.00. Respondent shall be permitted to pay these costs in a
18 payment plan approved by the Board. Nothing in this provision shall be construed to prohibit the
19 Board from reducing the amount of cost recovery upon reinstatement of the license.


20 19. If Respondent should ever apply or reapply for a new license or certification, or
21 petition for reinstatement of a license, by any other health care licensing agency in the State of
22 California, all of the charges and allegations contained in Accusation, No. 2011-732 shall be
23 deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of
24 Issues or any other proceeding seeking to deny or restrict licensure.

25 20. Respondent shall not apply for licensure or petition for reinstatement for two (2)
26 years from the effective date of the Board of Registered Nursing's Decision and Order.

1 ACCEPTANCE

2 I have carefully read the Stipulated Surrender of License and Order. I understand the
3 stipulation and the effect it will have on my Registered Nurse License. I enter into this
4 Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to
5 be bound by the Decision and Order of the Board of Registered Nursing.

6
7 DATED: 3-29-2011


8 STACY LEE ANDERSON, AKA STACY
9 ANDERSON ARNOLD
Respondent


10 ENDORSEMENT

11 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted
12 for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

13 DATED: 4.1.2011

Respectfully submitted,

14 KAMALA D. HARRIS
15 Attorney General of California
16 KAREN B. CHAPPELLE
Supervising Deputy Attorney General

17 
18 RANDY M. MAILMAN
19 Deputy Attorney General
20 *Attorneys for Complainant*

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Exhibit A

Accusation No. 2011-732

1 KAMALA D. HARRIS
Attorney General of California
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8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. *2011-732*

13 **STACY LEE ANDERSON, AKA STACY**
14 **ANDERSON ARNOLD**
15 **3716 Old Marksville Hwy**
16 **Pineville, LA 71360**
17 **Registered Nurse License No. 623353**

A C C U S A T I O N

Respondent.

18 Complainant alleges:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her
21 official capacity as the Executive Officer of the Board of Registered Nursing, Department of
22 Consumer Affairs.

23 2. On or about August 4, 2003, the Board of Registered Nursing issued Registered
24 Nurse License Number 623353 to Stacy Lee Anderson, aka Stacy Anderson Arnold
25 ("Respondent"). The Registered Nurse License expired on April 30, 2005, and has not been
26 renewed.

27 **JURISDICTION**

28 3. This Accusation is brought before the Board of Registered Nursing ("Board"),
Department of Consumer Affairs, under the authority of the following laws. All section
references are to the Business and Professions Code ("Code") unless otherwise indicated.

1 4. Section 2750 of the Code provides, in pertinent part, that the Board may discipline
2 any licensee, including a licensee holding a temporary or an inactive license, for any reason
3 provided in Article 3 (commencing with Code section 2750) of the Nursing Practice Act.

4 **STATUTORY PROVISIONS**

5 5. Section 118, subdivision (b) of the Code provides, in pertinent part:

6
7 “(b) The suspension, expiration, or forfeiture by operation of law of a license issued by a
8 board in the department, or its suspension, forfeiture, or cancellation by order of the board or by
9 order of a court of law, or its surrender without the written consent of the board, shall not, during
10 any period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its
11 authority to institute or continue a disciplinary proceeding against the licensee upon any ground
12 provided by law or to enter an order suspending or revoking the license or otherwise taking
13 disciplinary action against the licensee on any such ground.”

14 6. Section 2761 of the Code provides, in pertinent part:

15 “The board may take disciplinary action against a certified or licensed nurse or deny an
16 application for a certificate or license for any of the following:

17 (a) Unprofessional conduct, which includes, but is not limited to, the following:

18 ...
19 (4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary
20 action against a health care professional license or certificate by another state or territory of the
21 United States, by any other government agency, or by another California health care professional
22 licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that
23 action...”

24 7. Section 2764 of the Code provides, in pertinent part, that the expiration of a license
25 shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the
26 licensee or to render a decision imposing discipline on the license.

27 **COST RECOVERY**

28 8. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
administrative law judge to direct a licensee found to have committed a violation or violations of
the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
enforcement of the case.

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1 **FIRST CAUSE FOR DISCIPLINE**

2 **(Disciplinary Action by the Louisiana State Board of Nursing)**

3 9. Respondent is subject to disciplinary action under Code section 2761, subdivision
4 (a)(4), on the grounds of unprofessional conduct in that Respondent was disciplined by the
5 Louisiana State Board of Nursing ("Louisiana Board").

6 10. On or about January 11, 2007, pursuant to the Consent Order agreed upon in the
7 disciplinary action entitled *In the Matter of: Stacy Anderson Arnold, 3716 Old Marksville*
8 *Highway, Pineville, LA 71360*, the Louisiana Board suspended Respondent Registered Nurse
9 license, but stayed the suspension pending completion of three years of probation. Among the
10 terms and conditions of probation, Respondent was ordered to complete a comprehensive
11 outpatient psychiatric, psychological, and substance abuse evaluation by a psychiatrist, abstain
12 from drugs and alcohol, submit to supervised random drug screens, and pay fines.

13 11. On or about July 18, 2007, the Louisiana Board suspended Respondent's
14 Registered Nurse license for failing to submit to supervised random drug screens on April 3,
15 2007, May 22, 2007, May 29, 2007, and June 6, 2007.

16 **SECOND CAUSE FOR DISCIPLINE**

17 **(Unprofessional Conduct)**

18 12. Respondent is subject to disciplinary action under Code section 2761, subdivision
19 (a), in that Respondent committed acts of unprofessional conduct. The conduct is more
20 particularly described in paragraphs 10 and 11, inclusive, above, and herein incorporated by
21 reference.

22 **PRAYER**

23 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
24 and that following the hearing, the Board of Registered Nursing issue a decision:

25 1. Revoking or suspending Registered Nurse License Number 623353, issued to Stacy
26 Lee Anderson, aka Stacy Anderson Arnold;


27 ///

28 ///

1 2. Ordering Stacy Lee Anderson, aka Stacy Anderson Arnold to pay the Board of
2 Registered Nursing the reasonable costs of the investigation and enforcement of this case,
3 pursuant to Business and Professions Code section 125.3;

4 3. Taking such other and further action as deemed necessary and proper.
5
6

7
8 DATED: February 28, 2011

for 

LOUISE R. BAILEY, M.ED., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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